

**TENTATIVE AGENDA
MEETING OF THE CITY COUNCIL
CITY OF LADUE, MISSOURI
COUNCIL CHAMBERS
9345 CLAYTON ROAD
LADUE, MISSOURI 63124
MONDAY, DECEMBER 17, 2018
4:00 P.M.**

The Hon. Nancy Spewak, Mayor, to preside and call the meeting to order.

Adoption and Approval of the Agenda.

Employee Recognition Presentation: Police Captain Darin McClure - Retirement (31 years of service).

Announcement: Grant from the Ladue Garden Club for the Mary Stacey Memorial Tree Inventory Project.

Recognition and Congratulatory Comments: Ladue Horton Watkins Rams Football Champions.

Approval of the Minutes: Minutes of the Work Session, Regular and Closed Meetings of November 19, 2018.

Public Forum: The Mayor will recognize any visitors who wish to address the Mayor and Council on City matters. **(Speakers will be limited to 3 minutes)**

Public Hearings:

PH1: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves an Amendment to Section V to adjust and clarify certain yard setback issues in the Zoning Ordinance #1175.

PH2: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves Amendments to Section IV to adjust and clarify the current night lighting restrictions in the Zoning Ordinance #1175.

PH3: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves Amendments to a Special Use Permit for Community School located at 900 Lay Road to add an outdoor pavilion to be used by students and teachers for outdoor learning. ***Action may be taken by the Council in the form of a motion and vote upon conclusion of the public hearing.***

PH4: The City Council will hold a public hearing on the report of the Finance, Revenue and Taxation Committee recommending the City's proposed budget for the year January 1, 2019 – December 31, 2019. ***Action may be taken by the Council in the form of a motion and vote upon conclusion of the public hearing.***

Zoning and Planning Matters:

ZP1: Referral to the Zoning and Planning Commission for review and recommendation of an application for a Special Use Permit to open a "health and wellness center" at 9727 Clayton Road in the Granaway Shops complex.

ZP2: Referral to the Zoning and Planning Commission for review and recommendation of an application to establish a Planned Development District at the Rock Hill Quarries site at 1233 North Rock Hill Road.

Unfinished Business: None

New Business:

Proposed Legislation:

Bill No. 2215 – An ordinance to amend Section V of Ordinance 1175 – the Zoning Ordinance of the City of Ladue, St. Louis County, Missouri – to amend certain requirements regarding accessory structures and other yard and setback requirements in Ladue.

Bill No. 2216 – An ordinance to amend Section IV of Ordinance 1175 – The Zoning Ordinance of the City of Ladue, St. Louis County, Missouri – to amend the requirements and restrictions regarding outdoor lighting in Ladue.

Bill No. 2217 - An ordinance authorizing the Mayor to execute on behalf of the City of Ladue, Missouri an agreement with the Missouri Office of State Courts Administrator regarding services relating to the Show Me Courts court automation software and implementation process and imposing a court automation fee on municipal ordinance cases to assist in payment therefor.

Resolution No. 2018-33 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a contract with Municipay LLC to offer acceptance of credit and debit card payments for City services and processing of same on behalf of City Departments and Municipal Court.

Resolution No. 2018-34 – A resolution authorizing the Mayor to executed on behalf of the City of Ladue, Missouri a Work Order with CBB for engineering consultant services under the On-Call Professional Services Contract for a Traffic Engineering Study for Warson Road at Conway Road and Ladue High School.

Resolution No. 2018-35 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a Scope of Services with CMT for engineering consultant services under the On-Call Professional Services Contract for completion of the Transportation Improvement Program (TIP) Application for Dielman Road Improvements.

Consideration of joining Letter to Missouri American Water regarding replacement project.

Financial Matters:

- F-1** Report of the Finance Director regarding significant items in the financial reports.
 - a. Request for approval of an amendment to the 2018 Budget.
- F-2** The Mayor and Council to review and approve the Vouchers for Payment for the month of November 2018.
- F-3** The Mayor and Council to review the combined Treasurer's and Collector's Report for November 2018.
- F-4** The Mayor and Council to review the Financial Report for November 2018.
- F-5** The Mayor and Council to review the Cash Flow Summary for November 2018.
- F-6** The Mayor and Council to review the Land Lots and Delinquent Tax List.

Department Reports:

- D-1 Fire Department:** Mayor and Council to review the Fire Department Activity Report for the month of November 2018.

- D-2 Police Department:** Mayor and Council to review the Police Activity Report for the period of January 1 – November 30, 2018.
- D-3 Public Works:** Mayor and Council to review the report of the Director of the Public Works Department.
- a. Building Office report for the period through November 2018.
- D-4 Municipal Court:** Mayor and Council to review the report of the Municipal Court for November 2018.
- D-5 Administration/City Clerk:**
- a. Report from the City Attorney.
- D-6 Committee Appointments:**
- a. Request for approval of the appointment of Jim Adams as a member of the Storm Water Advisory Committee to complete the term of Trae Meyr through 2019.
- b. Request for approval of reappointment of members to various City committees and boards.

Adjournment: Next meeting dates: Tuesday, January 22, 2019 and Tuesday, February 19, 2019.

Note: Pursuant to Section 610.022 RSMO., the City Council could vote to close the public meeting and move to executive session to discuss matters relating to litigation, legal actions and/or communications from the City Attorney as provided under section 610.021 (1) RSMO. and/or personnel matters under section 610.021 (13) RSMO. and/or employee matters under section 610.021 (3) RSMO. and/or real estate matters under section 610.021 (2).

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 "ADA", the City of Ladue will not discriminate against qualified individuals on the basis of disability in its services, programs, or activities. If you require an accommodation or modification please contact Laura Rider, City Clerk, (314) 993-3439, lrider@cityofladue-mo.gov as soon as possible but no later than 48 hours before the scheduled event.

Posted Date:

12/13/18

Time:

2:30 p.m.

By:

L. Rider

BILL NO. 2215

ORDINANCE NO. 2215

AN ORDINANCE TO AMEND SECTION V OF ORDINANCE 1175 – THE ZONING ORDINANCES OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI – TO AMEND CERTAIN REQUIREMENTS REGARDING ACCESSORY STRUCTURES AND OTHER YARD AND SETBACK REQUIREMENTS IN LADUE

WHEREAS, the City of Ladue recognizes that certain types of accessory structures may be desirable for many Ladue residents; and

WHEREAS, the City of Ladue would like to ensure that the regulations regarding accessory structures are in the best interest of residents; and

WHEREAS, a height restriction regarding accessory structures within a certain distance of property lines and roads has been identified as a reasonable measure to reduce the potential visual impact of accessory structures; and

WHEREAS, the City has determined that accessory structures should be located no closer than the minimum front yard setback distance from all roadways; and

WHEREAS, construction on irregularly shaped lots has the potential to negatively affect resident's enjoyment of their properties in certain situations, based on house orientation and yard usage; and

WHEREAS, the City has determined that consistent standards regarding the designation of yards for irregular lots is in the best interest of the City; and

WHEREAS, Section V of the Zoning Ordinance (Ordinance 1175) has been reorganized to accommodate new requirements, delete obsolete requirements, and make this Section more user-friendly; and

WHEREAS, the Zoning and Planning Commission met on January 31, 2018; March 28, 2018; April 25, 2018; and November 28, 2018 to discuss amendments to the Zoning Ordinance regarding setbacks, yards, and accessory structures and voted to recommend approval of amendments to the Zoning Ordinance by a vote of 7 in favor and 0 opposed; and

WHEREAS, a duly noticed and published public hearing was held on December 17, 2018 regarding the proposed amended regulations in conformity with all requirements of Section 89.060 of the Missouri Revised Statutes and Zoning Ordinance 1175; and

WHEREAS, the City Council finds it in the best interest of the City to amend the City's regulations regarding setbacks, yards, and accessory structures in Section V; and

WHEREAS, this bill has been made available for public inspection prior to its consideration by the City Council and read by title two times in open meeting prior to passage.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Ordinance 1175 – The Zoning Ordinance of the City of Ladue – is hereby amended to enact the following new Subsections B and C in Section V to replace the current Subsections V.B and V.C.

B. Minimum Yard, Lot Area, Frontage and Lot Width Requirements

- (1) Required Yards (Setback) for Main Buildings, Required Minimum Lot Area, Required Minimum Frontage and Required Minimum Lot Widths in All Districts

District	Depth of Required Front Yard	Width of Required Side Yard	Depth of Required Rear Yard	Required Minimum Lot Area	Required Minimum Frontage	Required Minimum Lot Width
A	75 Ft.	50 Ft.	50 Ft.	3.0 Acre	150 Ft.	200 Ft.
B	50 Ft.	50 Ft.	50 Ft.	1.8 Acre	135 Ft.	180 Ft.
C	50 Ft.	(1)	30 Ft.	30,000 S.F.	90 Ft.	120 Ft.
D	40 Ft.	(2)	30 Ft.	15,000 S.F.	55 Ft.	75 Ft.
E	40 Ft.	10 Ft.	30 Ft.	10,000 S.F.	50 Ft.	70 Ft.
E-1	25 Ft.	10 Ft.	30 Ft.	10,000 S.F.	50 Ft.	70 Ft.
F	NA	NA	NA	NA	NA	NA
G1	20 Ft. or 60 Ft.	5 Ft. or none	30 Ft.	NA	50 Ft.	50 Ft.
G2	50 Ft.	5 Ft.	30 Ft.	NA	75 Ft.	100 Ft.
H	40 Ft.	20 Ft.	30 Ft.	1.0 Acre	150 Ft.	

- (1) 10 feet or 10 percent of lot width at the required front yard setback line, whichever is greater, need not exceed 20 feet.
- (2) 10 feet or 10 percent of lot width at the required front yard setback line, whichever is greater, need not exceed 15 feet

- (2) Required Yards (Setback) for Accessory Buildings and Structures in Residential Zoned Districts

Accessory structures shall comply with the setbacks shown in the following table. Accessory structures shall not exceed 20 feet in height, unless such structures meet the standard setback requirements for main buildings in Section V.B (1).

District	Depth of Required Front Yard	Width of Required Side Yard	Depth of Required Rear Yard	<u>Maximum Building Height</u>
A	75 Ft.	50 Ft.	50 Ft.	45
B	50 Ft.	50 Ft.	50 Ft.	45
C	50 Ft.	(1)	10 Ft.	45
D	40 Ft.	No accessory building or structure shall		20

E	40 Ft.	be located within 5 feet of any side or rear lot line except a structure permitted by Section V-C(1)(b).	20
E-1	25 Ft.		20

- (1) 10 feet or 10% of lot width at the required front yard setback line, whichever is greater; need not exceed 20 feet.

(3) Diagram Showing Yard Locations and Yard Setback Lines of a Typical Lot.

As a supplement to the foregoing schedules of this Subsection B and to facilitate a better understanding thereof, and of yards, required yards, and yard setback lines in general, a diagram entitled "Diagram Showing Yard Locations and Yard Setback Lines of a Typical Lot" is annexed to this Ordinance and hereby made a part hereof with the same force and effect as though fully set forth herein. Should there be any conflict between the text of this Ordinance and the information displayed in the Diagram, the text of the Ordinance shall prevail.

C. Yard and Setback Requirements

- (1) All yards must comply with the following, except as otherwise allowed by this Section V:

- (a) Every part of a required yard shall be open from its lowest point to the sky unobstructed, except for the ordinary projection of sills, belt course, cornices, buttresses, ornamental features, and eaves; provided, however, that none of the above projections shall extend into a minimum side yard more than 24 inches.
- (b) No main building, accessory building, or structure shall be located in any part of a front yard, or in a required side or required rear yard of any lot in any residential district, except for permitted fences, permitted entry monuments, permitted retaining walls and waterway stabilization walls, driveways and sidewalks, and except for parking spaces which are in addition to the number of parking spaces required for the building or use served on such lot as established in Section VI. C. (2).
- (c) Open fireproof outside stairways and balconies projecting into a yard not more than three and one-half feet, and the ordinary projections of chimneys and flues may be permitted by the Building Commissioner where same are so placed as not to obstruct the light and ventilation.
- (d) More than one industrial, commercial, or institutional building may be erected upon a single lot or tract, but the yards and open spaces required around the boundaries of the lot or tract shall not be encroached upon by any such buildings, and each building shall be separated from each other building on the lot by 24 feet or more; provided, however, that in cases of hardship, as defined in the Zoning Ordinance of the City of Ladue, the Zoning Board of Adjustment shall have authority to grant relief.
- (e) Terraces, patios, or decks which are higher than the natural grade of the lot may not extend into a required side or rear yard except in the D, E, and E-1 Districts, where they may extend a distance of five (5) feet.

- (f) Those parts of existing buildings that violate yard regulations may be repaired and remodeled, but not reconstructed or structurally altered except as allowed by Section IV-D-(7).
 - (g) Filling station pumps and pump islands may occupy required yards provided, however, that they are not less than 15 feet from all lot lines.
 - (h) The required front, rear, and side yards for any building or structure of schools, libraries, churches, community buildings, and other public and semi-public use shall be not less than the setback required in the district in which the building, structure, or use is located, and in no event shall such setback be less than twenty-five (25) feet in the C, D, E, and E-1 Districts. A greater distance for a side or rear yard setback may be required for a use which is subject to the Special Use Regulations if the increased setback is deemed necessary by the Zoning and Planning Commission and by the City Council for the reasonable protection of the privacy and value of adjacent residential property.
 - (i) If a portion of a lot is within more than one "yard" or "required yard" as defined in the Zoning Ordinance, the more restrictive regulation or setback distance shall apply to such portion of the lot.
 - (j) In the E-1 District, if deemed necessary by the Building Official for rear or side garage access, in lieu of a front yard garage, a driveway not to exceed ten (10) feet in width may be placed in one (1) side yard. In such a situation, the 25% maximum side yard coverage limit may be waived for one side yard. Additional paving or construction may take place in the rear yard up to the 30% maximum rear yard coverage limit. A separate rear or side yard garage shall not be allowed on a property in addition to a front access garage.
 - (k) For lots in the G District, a side yard shall be required on lots that abut a residential district and shall be the same as the adjacent residential district.
- (2) The following shall apply to front yards in all zoning districts, except as otherwise allowed in this Section V:
- (a) All yards abutting a street shall be front yards except as specifically provided in this Section V. Yards abutting a limited access highway such as I-170 or U.S.40 (I-64) shall not be considered front yards. Such yards abutting a limited access highway shall be considered side or rear yards based on the provisions of this Section V.
 - (b) Required front yards shall be devoted entirely to landscaped area, except as allowed under Section V-C-(1)-(b).
 - (c) The total area of parking spaces, sidewalks, and driveways in any residential district shall not exceed thirty (30) percent of the entire front yard and the portion of such area lying within the required front yard shall not exceed thirty (30) percent of the required front yard, with the remaining parts of the required front yard devoted entirely to landscaped area.

- (d) Where, on the effective date of this ordinance, 40 percent or more of a frontage on the same street, road, or land within 500 feet of a lot was occupied by two or more buildings, then the required front yard shall be not less than the average of the nearest building on each side; however, no such front yard shall be required to exceed the basic front yard requirement of the district by more than 50 percent and no front yard shall be less than the required yard.
 - (e) Where a frontage is divided among districts with different front yard requirements, the deepest front yard required shall apply to the entire frontage.
 - (f) No part of any building or any structure constructed above ground level hereafter erected or structurally altered shall be located within 110 feet of the center line of Lindbergh Boulevard, except for permitted signs.
 - (g) The following additional front setback requirements shall apply in the E-1 District only:
 - i. Front facing garages must be set back at least 5 feet behind the front door of the house.
 - ii. Any portion of the home that exceeds 24 feet above grade shall be set back at least 35 feet from the front property line.
- (3) The following shall apply to yards on corner lots and through lots:
- (a) On through and corner lots, a front yard must be provided on both streets.
 - (b) On corner lots that are lots of record, the buildable width cannot be reduced to less than 28 feet, except that there shall be a yard along the side street side of such lot of at least five feet.
 - (c) On corner lots, the minimum buildable width of 28 feet for main buildings is reduced to 22 feet for accessory buildings.
 - (d) An accessory structure may be built on a through-lot in the secondary front yard (the yard opposite the primary front yard) according to the following requirements:
 - i. Accessory structure must meet the front setback requirement for the zoning district in which it is located.
 - ii. A sight proof fence or vegetative screen shall be required in the secondary front yard, but shall not be located within 6 feet of the road right-of-way.
 - iii. Fences shall be constructed of stone, brick, concrete with stucco finish, wrought iron, wood, or similar materials, except that plywood fences are not allowed. No chain link fencing or other wire or steel mesh fencing is allowed for a residential property.
 - 1. If a fence is constructed, the street side of such fence shall have landscaping consisting of a hedge, shrubbery with individual plants placed not more than five (5) feet on center, evergreen shrubs and trees placed not more than ten (10) feet on center, or a combination thereof, provided that all evergreen shrubs and trees are at least six feet in height and all other plant material is at least four (4) feet in height at the time of

planting, and not less than 75% of the plant material shall be evergreen shrubs, trees, or other plants that have moderate lateral growth, and vertical growth that will not interfere with overhead utilities.

2. Permit for such fence and landscaping shall be granted by the Building Official if plans are in compliance with this Section. Fence and landscaping shall be installed prior to approval of permits for any accessory structure in a side or rear yard abutting a roadway.
 3. Landscaping shall be installed and maintained in accordance with Chapter 102 of the Ladue Code of Ordinances.
- (e) On a lot that has frontage on three or more sides, the yard on the opposite side of the front door may be considered a secondary front yard and may have an accessory structure in the secondary front yard according to Section V.C.(3) d.
- (f) Accessory structures in secondary front yards shall have a maximum height of 20 feet, unless the structure is built at least 100 feet from the right-of-way and meets all other accessory structure requirements in this Zoning Ordinance.
- (4) The following shall apply to flag lots and other lots with irregular shapes:
- (a) For flag lots created prior to the effective date of Ordinance 1637 (July, 1996) the required front yard shall be measured from the closest parallel or nearly parallel lot line to the street. The required rear yard shall be measured from the furthest parallel or nearly parallel lot line to the street. Side yards shall be measured from lot lines which are perpendicular or approximately perpendicular to the street. This shall apply in any case in which a property has an appendage that does not have an adequate width for a building.
 - (b) Properties with irregular shapes, for which the definitions in Section XIV do not easily apply, shall be reviewed by the City Planner to determine appropriate yard assignments, according to the following criteria:
 - i. On corner lots with two front yards, the rear yard shall be the yard opposite the front yard having the minimum lot frontage unless the orientation of an existing principal building on the corner lot indicates otherwise.
 - ii. On corner lots with two front yards, the primary front yard will generally be considered the yard that borders on the road on which the property is addressed. The rear yard will be the yard opposite the primary front yard.
 - iii. Whenever practical, side yards will be adjacent to other side yards and rear yards will be adjacent to rear yards, especially when adjacent properties lie on the same road or within the same subdivision. (This may be modified when it is clearly contrary to how the house has been oriented.)

- iv. A lot with more than 4 sides may be considered to have more than 1 rear yard.
- v. If a rear yard intersects with other lot lines at a 45 degree angle or less, those lot lines will generally also be considered as rear yards. If a house has been built on the lot, the orientation of the house may also be considered when making this determination.
- vi. When the side lines of a lot converge so as to form a rear lot line of less than 10 feet in width or a point in the rear, the rear lot line is that line parallel to the front lot line and measuring 10 feet in length between the 2 side lot lines. The required rear yard is measured from such 10 foot line.

Section 2. Any other code sections that refer to these Subsections V.B. and V.C. shall be modified to be consistent with these modifications.

Section 4. This Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED THIS ____ DAY OF _____, 2018.

President, City Council

APPROVED AND ADOPTED THIS ____ DAY OF _____, 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

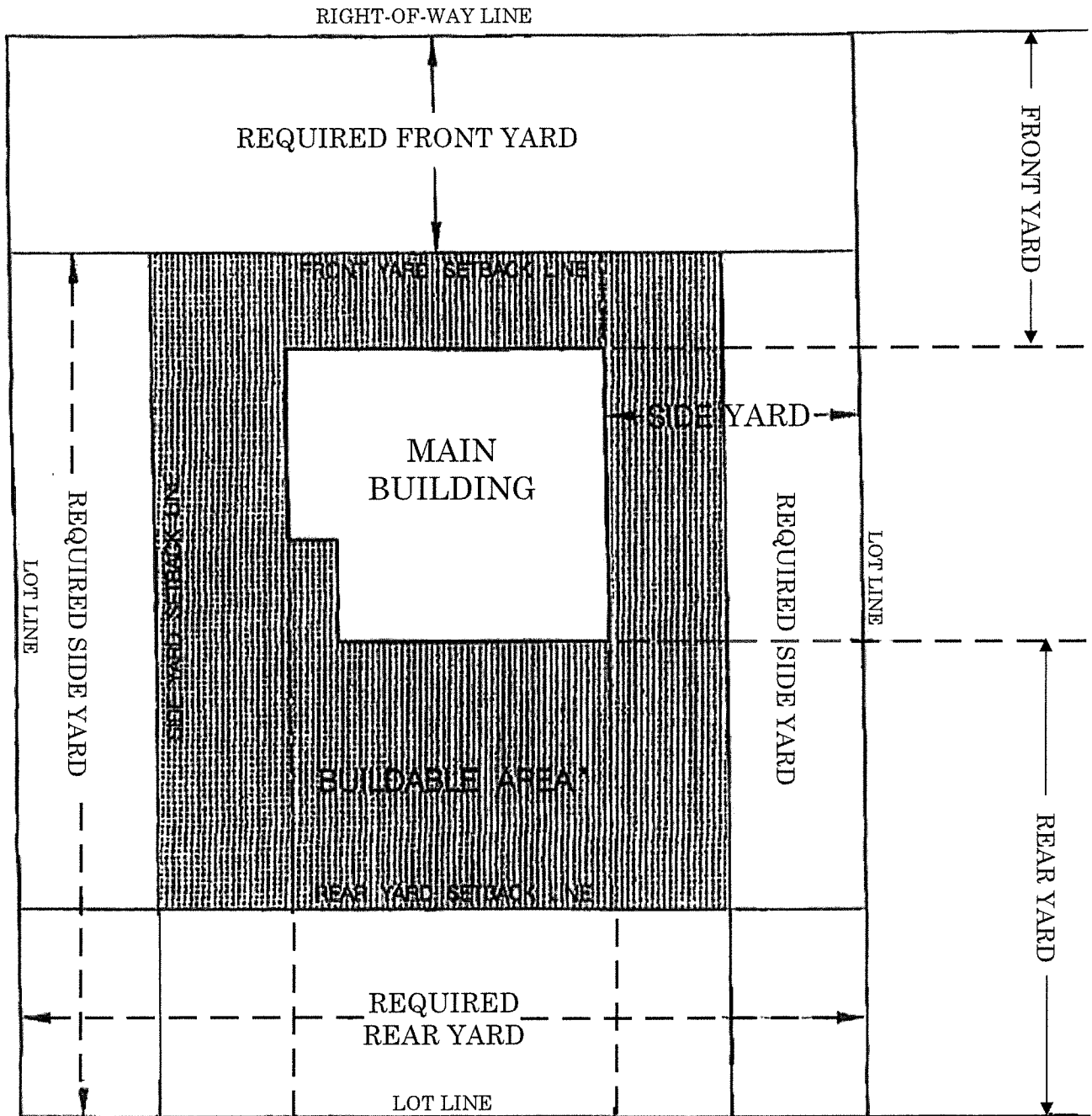


Diagram Showing Yard Locations and
Yard Setback Lines of a Typical Lot

*Buildable area is shaded

BILL NO. 2216

ORDINANCE NO. 2216

AN ORDINANCE TO AMEND SECTION IV OF ORDINANCE 1175 – THE ZONING ORDINANCES OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI – TO AMEND THE REQUIREMENTS AND RESTRICTIONS REGARDING OUTDOOR LIGHTING IN LADUE

WHEREAS, Ladue's current outdoor lighting restrictions require all outdoor fixtures to be shielded and shaded, whether they are for residential or commercial use; and

WHEREAS, the City recognizes that being required to shield all types of outdoor lighting can be a burden on a residential homeowner; and

WHEREAS, the City believes that lighting regulations for commercial properties should be different from those for residential properties because of the potential impacts of commercial lighting fixtures; and

WHEREAS, the City supports the use of outdoor lighting for safety reasons as long as it does not create excessive light spillover on neighboring properties or excessive glare that is a nuisance to residents; and

WHEREAS, the Zoning and Planning Commission met on October 30, 2018 and November 28, 2018 to discuss amendments to the Zoning Ordinance regarding outdoor lighting and, on November 28, voted to recommend approval of amendments to the Zoning Ordinance by a vote of 7 in favor and 0 opposed; and

WHEREAS, a duly noticed and published public hearing was held on December 17, 2018 regarding the proposed amended regulations in conformity with all requirements of Section 89.060 of the Missouri Revised Statutes and Zoning Ordinance 1175; and

WHEREAS, the City Council finds it in the best interest of the City to amend the City's regulations regarding outdoor lighting, and

WHEREAS, this bill has been made available for public inspection prior to its consideration by the City Council and read by title two times in open meeting prior to passage.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Ordinance 1175 – The Zoning Ordinance of the City of Ladue – is hereby amended by repealing Subsection A(1)(g) of Section IV to enact a new Subsection H of Section IV to read as follows:

H. Lighting

(1) The following types of lighting are prohibited:

(a) Lighting that directs light onto neighboring properties.

- (b) Lights, lamps, or bulbs that have a bright white or bluish color (measuring above 2700 kelvin on the correlated color temperature scale).
- (c) Lighting of any property, including commercial, that exceeds 0.1 footcandle, measured horizontally at grade, at a property line adjacent to a residential use; however, this requirement shall not apply to any light adjacent to a roadway as long as such light meets all other requirements of this Subsection H.
- (d) Blinking, flashing, or fluttering lights or other illuminating devices which have a changing light intensity, brightness, or color.
- (e) Beacon lights.
- (f) Lights that create a hazard to operators of motor vehicles on roadways from either direct or reflected light.

(2) The following types of lighting are exempt from regulation in this Section:

- (a) Holiday lights displayed during the holiday season.
- (b) Temporary emergency lighting used by utility, public works, and emergency service providers.

(3) Lighting for residential uses shall comply with the following:

- (a) Subdivision street lights may be appropriate at intersections and street curves as deemed necessary for safety. Subdivision lights should be fully shielded and shall not exceed 16 feet in height.
- (b) Freestanding lighting fixtures on residential properties should be no taller than 8 feet in height as measured from the natural grade at the location of the pole.
- (c) Residential lighting, including floodlighting, shall be partially shielded such that glare from the fixture is minimized and most of the lighting from each fixture is cast downward. Fixtures that produce 900 lumens or fewer shall be exempt from shielding requirements.
- (d) Sport court lighting is prohibited on residential properties.
- (e) All permanent lighting fixtures shall be served with underground cable.

(4) Lighting for nonresidential uses shall comply with the following:

- (a) Lighting on structures or in parking areas should be fully shielded. Freestanding light fixtures shall not exceed 16 feet unless additional height is approved during a Special Use Permit or Site Plan Approval process.
- (b) Parking areas to be used during darkness shall be illuminated to an average of 1 footcandle with the maximum level of footcandles not to exceed 3.

- (c) Canopy lighting at service stations shall be fully recessed underneath the canopy structure.
- (d) Educational or institutional uses and private clubs with a Special Use Permit may install sport court lights. Sport court lights shall be shielded and shall not exceed 16' in height.
- (e) All permanent lighting fixtures shall be served with underground cable.
- (f) Signage may be illuminated according to Section 130-8 of the Ladue Code of Ordinances.

Section 2. Amend Section XV to add the following definitions:

Footcandle: A measurement of light intensity equal to one lumen falling on one square foot of a surface.

Glare is an interference with visual perception caused by an uncomfortably bright light source or reflection.

Kelvin: A measurement used to describe the color temperature of a light source. A lower Kelvin measurement indicates red or "warmer" hues while higher Kelvin measurements indicate blue or "cooler" hues.

Partially Shielded Light Fixture: A fixture shielded in such a manner that no more than 10 percent of the light emitted directly from the lamp or indirectly from the fixture is projected at an angle above the horizontal. Luminaries mounted under canopies or other structures such that the surrounding structure effectively shields the light in the same manner are also considered partially shielded for the purposes of this code.

Shielded Light Fixture: A light fixture that does not allow any light dispersion or direct glare to shine above a horizontal plane from the base of the fixture. These fixtures reduce glare or stray light because the light source is shielded by or recessed within the fixture.

Section 3. The existing Subsections H and I in Section IV. shall be renumbered as I and J to allow for the insertion of the new Subsection H.

Section 4. Amend Section VI to repeal Subsections E(7) and E(12) and add the following new Subsection E(7) to read as follows:

- (7) Parking areas shall be illuminated in compliance with Section IV. Subsection H of this Zoning Ordinance.

Section 5. Any other section of Ordinance 1175 – the Zoning Ordinance of the City of Ladue – that refers to lighting shall be modified to reference the new lighting code section in Section IV.

Section 6. This Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED THIS _____ DAY OF _____, 2018.

President, City Council

APPROVED AND ADOPTED THIS ____ DAY OF _____, 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

BILL NO. 2217

ORDINANCE NO. 2217

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI AN AGREEMENT WITH THE MISSOURI OFFICE OF STATE COURTS ADMINISTRATOR REGARDING SERVICES RELATING TO THE SHOW ME COURTS COURT AUTOMATION SOFTWARE AND IMPLEMENTATION PROCESS AND IMPOSING A COURT AUTOMATION FEE ON MUNICIPAL ORDINANCE CASES TO ASSIST IN PAYMENT THEREFOR.

WHEREAS, Section 476.055 RSMo established the Statewide Court Automation Fund and the Missouri Court Automation Committee to administer the fund; and

WHEREAS, the Municipal Court of the City of Ladue is required to participate in the statewide court automation through greater efficiency in handling cases and collection of fines; and

WHEREAS, a software system known as Show-Me Courts ("SMC") is being developed by the Office of State Courts Administrator ("OSCA") for use as the case management system for the courts in Missouri and when all the current functionality is available in SMC, will replace the Justice Information System; and

WHEREAS, the Ladue Municipal Division of the Circuit Court is working with the OSCA towards the implementation of the SMC court automation software; and

WHEREAS, as a requirement of the use of SMC in the Ladue Municipal Court, the City of Ladue must establish and maintain in effect an ordinance to assess and collect the Court Automation Fee as required by Section 476.056 RSMo.; and

WHEREAS, to comply with the mandate to collect a court automation fee by the State of Missouri in Section 476.056 RSMo., the City Council desires to amend the Municipal Code of the City of Ladue, Missouri to add this fee; and

WHEREAS, this bill has been made available for public inspection prior to its consideration by the City Council and read by title two times in open meeting prior to passage.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. The Mayor is hereby authorized to execute on behalf of the City of Ladue, Missouri an agreement with the State of Missouri Office of State Courts Administrator for services relating to the Show-Me Courts Court Automation Software and implementation process, in substantially the form of Exhibit A incorporated herein by reference (the "Agreement"), including all documents specified in the Agreement as being part of the Agreement.

Section 2. A new Section 26-31 of the Municipal Code of the City of Ladue, Missouri is hereby enacted which shall read as follows:

Section 26-31 State Court Automation Fund; surcharge

Pursuant to Section 476.056 RSMo., in all cases for violation of any municipal ordinance, a surcharge of seven dollars (\$7.00) is to be collected by the Municipal Court and transmitted monthly to the Missouri Director of Revenue for the State Court Automation Fund. Such surcharge shall also be assessed in cases in which pleas of guilty are processed in the violations bureau. No such surcharge shall be collected when the proceeding or defendant has been dismissed by the court, when costs are waived, or when costs are paid to the state, county, or municipality.

Section 3. This Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED THIS ____ DAY OF _____, 2018.

President, City Council

APPROVED AND ADOPTED THIS ____ DAY OF _____, 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-33

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A CONTRACT WITH MUNICIPAL PAY LLC TO OFFER ACCEPTANCE OF CREDIT AND DEBIT CARD PAYMENTS FOR CITY SERVICES AND PROCESSING OF SAME ON BEHALF OF CITY DEPARTMENTS AND MUNICIPAL COURT.

WHEREAS, in response to requests from those conducting transactions with City departments, options for acceptance and processing of credit and debit card payments for City services were researched; and

WHEREAS, upon conclusion of research and demonstration, it is staff's recommendation that the proposal from Municipal Pay LLC best meets the City's desire to offer alternative payment solutions for City services; and

WHEREAS, Ladue Municipal Court currently accepts credit and debit card payments and processing services for Municipal Court fines by another vendor; and

WHEREAS, in order to use a single source for all credit and debit card transactions and processing services for City services and Municipal Court the City plans to terminate the current agreement in effect for payment processing services for Municipal Court fines; and

WHEREAS, the City Council now desires and finds it in the best interest of the City and those conducting transactions with the City to enter into a contract with Municipal Pay LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City a contract with Municipal Pay LLC to offer acceptance of credit and debit card payments for City services and Municipal Court fines and processing of same, in substantially the form of Exhibit A incorporated herein by reference (the "Contract"), including all documents specified in the Contract as being part of the Contract.

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this ____ day of _____ 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-34

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A WORK ORDER WITH CBB FOR ENGINEERING CONSULTANT SERVICES UNDER THE ON-CALL PROFESSIONAL SERVICES CONTRACT FOR A TRAFFIC ENGINEERING STUDY FOR WARSON ROAD AT CONWAY ROAD AND LADUE HIGH SCHOOL

WHEREAS, On June 27, 2018, the City executed a Professional Services Contract with CBB for On-call Engineering services for the Traffic Engineering Category after having issued a Request for Qualifications (RFQ) for on-call services for various engineering categories; and

WHEREAS, the City is in receipt of resident concerns regarding the Warson Road corridor at Conway Road and Ladue High School with respect to traffic delays, congestion, delayed access onto Warson Road from side streets, and increased vehicular cut-through traffic in adjacent neighborhoods; and

WHEREAS, the City, has preliminarily investigated the resident concerns by conducting field visits and obtaining traffic counts, and discussed these traffic concerns in this corridor with the on-call consultant to jointly develop key components for the scope of work for a traffic study; and

WHEREAS, Public Works staff reviewed the detailed project scope of services and hourly rate estimate, and determined the scope is appropriate and within the budget identified in the Road and Bridge Fund Budget for Traffic Engineering Studies; and

WHEREAS, the Public Works Committee at their December 5, 2018 meeting, reviewed the detailed project scope of services and made a positive recommendation for approval of the study to City Council; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve Work Order #2 for Traffic Engineering Services for Warson Road at Conway and Ladue High School.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to authorize on behalf of the City the Work Order #002 under the On-Call Engineering Professional Services Contract for Traffic Engineering Services for Warson Road and Conway Road and Ladue High School ("Scope of Work").

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this _____ day of _____ 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-35

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A SCOPE OF SERVICES WITH CMT FOR ENGINEERING CONSULTANT SERVICES UNDER THE ON-CALL PROFESSIONAL SERVICES CONTRACT FOR COMPLETION OF THE TRANSPORTATION IMPROVEMENT PROGRAM (TIP) APPLICATION FOR DIELMAN ROAD IMPROVEMENTS

WHEREAS, On June 27, 2018, the City executed a Professional Services Contract with CMT for On-call Engineering services for the Roadway/Right-of-way Rehabilitation & Reconstruction Category after having issued a Request for Qualifications (RFQ) for on-call services for various engineering categories; and

WHEREAS, the City completed a Citywide Sidewalk Implementation Plan in 2012 that included the addition of sidewalks on Dielman Road between Ladue Road and Tamarack; and

WHEREAS, the City applied for Federal Funds in 2015 through East-West Gateway for Dielman Road Improvements for sidewalk and roadway improvements and was unsuccessful in obtaining the funds, at least in part because off a lack of connection for said sidewalk; and

WHEREAS, the City of Olivette is in the process of completing plans for the installation of sidewalks on Dielman Road to the shared municipal boundary line near Tamarack which will allow for connectivity of proposed sidewalk improvements within the City of Ladue on Dielman Road; and

WHEREAS, the Public Works Committee at their December 5, 2018 meeting, reviewed the detailed project scope of services and made a positive recommendation for approval for the Federal Funding application to City Council; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Scope of Services for completion of the Dielman Road TIP Application.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to authorize on behalf of the City the Scope of Services developed by CMT under the On-Call Engineering Professional Services Contract for Dielman Road TIP Application ("Scope of Work").

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this ____ day of _____ 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk